

Chad Ryan Stark

Name

2738129

Prison Number

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CLERK US DISTRICT COURT		
DISTRICT OF NEVADA		
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Chad Ryan Stark, Plaintiff

vs.

State of Nevada,
Clark County,
L.V. M.P. D.,
Officer J. Lucero,
Detective S. Porter,
Defendant(s).

2:21-cv-00220-GMN-BNW

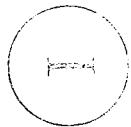
CIVIL RIGHTS COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

A. JURISDICTION

1) This complaint alleges that the civil rights of Plaintiff, Chad Ryan Stark, (print plaintiff's name)
330 S. Casino center Blvd
who presently resides at 7061 Starwood Dr., were violated by

the actions of the below-named individuals that were directed against Plaintiff at

C.C.D.C. / Las Vegas on the following dates:
(institution/city where violation occurred)
9/22/2020, 12/16/2020, and 01/15/2021.
(Claim 1) (Claim 2) (Claim 3)



Make a copy of this page to provide the below
information if you are naming more than five (5) defendants

2) Defendant State of Nevada resides at Las Vegas, N.V 89101, and is
(full name of first defendant) (address of first defendant)
employed as State of Nevada. This defendant is sued in his/her
(defendant's position and title, if any)
 individual official capacity. (Check one or both.) Explain how this defendant was acting
under color of law: Mental anguish, harassment, false
imprisonment and defamation of character

3) Defendant Clark County resides at Las Vegas, N.V., and is
employed as The City of. This defendant is sued in his/her
 individual official capacity. (Check one or both.) Explain how this defendant was acting
under color of law: Mental anguish, harassment, false
imprisonment and defamation of character

4) Defendant LVMPD resides at Las Vegas, N.V., and is
employed as Police Department. This defendant is sued in his/her
 individual official capacity. (Check one or both.) Explain how this defendant was acting
under color of law: Mental anguish, harassment, false
imprisonment and defamation of character

5) Defendant J. Lucero P#16543 resides at Las Vegas, N.V., and is employed as Police officer. This defendant is sued in his/her individual official capacity. (Check one or both.) Explain how this defendant was acting under color of law: Mental Anguish, Harrassment, false imprisonment, and Defamation of character

6) Defendant S. Peter P#9485 resides at Las Vegas - N.V., and is employed as Police Detective. This defendant is sued in his/her individual official capacity. (Check one or both.) Explain how this defendant was acting under color of law: Mental Anguish, Harrassment, false imprisonment and Defamation of character

7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343(a)(3) and 42 U.S.C. § 1983. If you wish to assert jurisdiction under different or additional statutes, list them below.

B. NATURE OF THE CASE

8) Briefly state the background of your case.

A Robbery w/use Deadly Weapon was committed on or around Sep. 13 2020. I was arrested 9/21, charged with the crime. Released within 24 hours due to lack of evidence. 12/16/2020 I am re-arrested on the same charges with no new evidence. Video from A 711 shows me to be innocent yet I have spent 42 days in jail awaiting court dates.

C. CAUSE(S) OF ACTION

CLAIM 1

The following civil rights have been violated: Mental Anguish (caused by intentional infliction or emotional distress) or (negligence of intentional infliction of distress)

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

Since my arrest by L.V.M.P.D. and detainment at C.C.B.C. by the state of Nevada, city of Las Vegas in The County of Clark. Based on A ~~false~~ I.D. from Officer J. Lucero P#16543. And due to the investigating Detective S. Porter P#9485, seeming to just believe I was guilty based on an assumption and not on the facts. I have been arrested on this same charge(s) twice now where I have spent 42 days locked up for a crime. All parties involved know I did not committ. I Shouldnt half to be scared to leave my house due to "matching A description". Original definition of Mental Anguish is defined as A compensable injury embracing all forms of mental pain, as opposed to mere physical pain, including deep grief, distress, anxiety & fright. I am currently experiencing all the above. I have once again started taking phys. meds to which is Lithium & Zyprexa. Arrest dates are 9/21/2020 and 12/16/2020. Charges dismissed 01/27/2021

CLAIM 2

The following civil rights have been violated: Harassment

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

Due to being arrested based upon one officer stating he recognized me and no further evidence leading to warrants being issued for my arrest. Not once but twice 9/21/2020 and 12/16/2020. Clearly I was mistaken as records show charges were dismissed on 01/27/2021.
But the reason they were dropped is because of me having tattoo's on my legs to where as the man in the video they were saying was me did not. I have the full discovery from my interview with Detective S. Porter P#4485. From back in September on 9/22/2020 where I tell her about and show her my legs with tattoo's. So how can I still be a suspect 2 months latter. That's harassment from the state, city, county and the Police department.

CLAIM 3

The following civil rights have been violated: False imprisonment

Supporting Facts: [Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights].

Due to being arrested twice for the same charge
first on 09/21/2020 and again on 12/16/2020, with
no new evidence and with the investigating Detective
S. Porter P#9485 having all the Video evidence
She Needs that shows I am clearly the wrong person
yet I find myself imprisoned against my will
at C.C.-D.C. in the state of Nevada County of
Clark, City of Las Vegas by the Las Vegas Metro-
Police Department for 42 days. That
is false imprisonment all because officer J.
Lucero P# 16543 makes a false Positive I.D. from
A Surveillance Photo / Video.

The Following Civil Rights have been violated:

Defamation of Character (libel)

By the State of Nevada, City of Las Vegas, County of Clark, charging me with crimes they have full knowledge of that I did not committ Said Crimes. Detective S. Porter #79485 knew back in our interviews in September I had tattoos on my legs, but apparently she didn't care because when my Attorney got the same video she I.D. me in the charges get dismissed due to the fact alone. I have the interview transcripts where I am telling her it's not me, it's not me. All she keeps doing is calling me a liar and tells me is all and I quote "Bullshitting her!"

Officer J. Lucero #16543 involvement is where he is showing a picture of a Robbery suspect and immediately states he knows that it's "Chad Stark" (me) yet he has supposedly had an interaction with me at the same location at some point or another. Yet her & I am today with my character completely and utterly defamed due to this officer and this Detective. Both acting upon under color of Law.

9) Have you filed other actions in state or federal courts involving the **same or similar facts** as involved in this action? Circle one: Yes or No. If your answer is "Yes," describe each lawsuit. (If more than one, describe the others on an additional page answering the following questions.)

a) Defendants: _____

b) Name of court and docket number: _____

c) Disposition (for example, was the case dismissed, appealed or is it still pending?):

d) Issues raised: _____

e) Approximate date it was filed: _____

f) Approximate date of disposition: _____

10) Have you filed an action in federal court that was dismissed because it was determined to be frivolous, malicious, or failed to state a claim upon which relief could be granted? Circle one: Yes or No. If your answer is "Yes," describe each lawsuit. (If you had more than three actions dismissed based on the above reasons, describe the others on an additional page answering the following questions.)

Lawsuit #1 dismissed as frivolous, malicious, or failed to state a claim:

a) Defendants: _____

b) Name of court and case number: _____

c) The case was dismissed because it was found to be (circle one): (1) frivolous;
(2) malicious; or (3) failed to state a claim upon which relief could be granted.

d) Issues raised: _____

e) Approximate date it was filed: _____

f) Approximate date of disposition: _____

Lawsuit #2 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (circle one): (1) frivolous; (2) malicious; or (3) failed to state a claim upon which relief could be granted.
- d) Issues raised: _____

- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

Lawsuit #3 dismissed as frivolous, malicious, or failed to state a claim:

- a) Defendants: _____
- b) Name of court and case number: _____
- c) The case was dismissed because it was found to be (circle one): (1) frivolous; (2) malicious; or (3) failed to state a claim upon which relief could be granted.
- d) Issues raised: _____

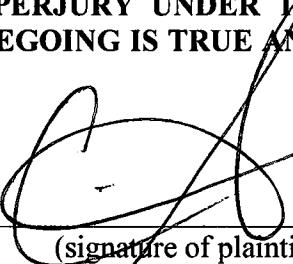
- e) Approximate date it was filed: _____
- f) Approximate date of disposition: _____

D. REQUEST FOR RELIEF

I believe I am entitled to the following relief: After reviewing the above facts & considering how much I have suffered and future suffering I am searching for damages in excess of \$1.2 million dollars. For Mental Anguish, Harrassment, false imprisonment & defamation of character. I find that to be a suitable amount of monies. Also would like a Pro-Bono attorney as I can not afford one.

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT. See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.**

(name of person who prepared or helped prepare this complaint if not the plaintiff)



(signature of plaintiff)

02/3/2021

(date)